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17 *Pro Marine Technology*

18 **IN THE DISTRICT COURT FOR THE**
19 **THE NORTHERN MARIANA ISLANDS**

20 JOHN BRADY BARRINEAU,)

21 Plaintiff,)

22 vs.)

23 PRO MARINE TECHNOLOGY,)
24 CABRAS MARINE CORPORATION,)

25 Defendants.)

26 AND RELATED CLAIMS.)

CIVIL ACTION NO. CV05-0028

**CROSS-DEFENDANT PRO MARINE
TECHNOLOGY'S NOTICE OF
MOTION AND MOTION FOR
SUMMARY JUDGMENT AND
JUDGMENT ON THE PLEADINGS
BASED ON GOOD FAITH
SETTLEMENT**

TO THE PARTIES HEREIN AND TO THEIR RESPECTIVE ATTORNEYS OF RECORD:

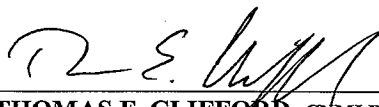
PLEASE TAKE NOTICE that Cross-Defendant PRO MARINE
TECHNOLOGY (hereinafter "Cross-Defendant") will move the
Court on _____, 2006 at _____ a.m./p.m. or as
soon thereafter as the matter may be heard for the entry of

1 summary judgment as to Cabras Marine Corporation's
2 (hereinafter "Cabras Marine") contribution claim and a
3 judgment on the pleadings as to Cabras Marine's indemnity
4 claim dismissing the cross-claim of Cabras Marine. Said
5 motion is made on the ground that Cross-Defendant has
6 settled with the Plaintiff, that this settlement was in
7 good faith pursuant to 7 CMC §4305 and, as such, that
8 Cabras Marine's cross-claim for indemnity and contribution
9 cannot be maintained.
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11

12 **BLAIR STERLING JOHNSON**
13 **MARTINEZ & LEON GUERRERO**
14 **A PROFESSIONAL CORPORATION**
15 **THOMAS C. STERLING, CNMI BAR NO. F0127**

16 **THOMAS E. CLIFFORD**
17 **ATTORNEY AT LAW**

18 DATED: NOVEMBER 22, 2006

19 BY: 
20 **THOMAS E. CLIFFORD, CNMI BAR NO. F0210**
21 *Attorneys for Defendant and Cross Defendant*
22 *Pro Marine Technology*

23 E62\73061-01
24 G:\WORDDOC\PLD\TCS\303-PMT'S MTN 4 SJ BASED -ON
25 GOOD FAITH SETTLEMENT RE BARRINEAU V PMT.DOC
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